

MINUTES – OCTOBER 26, 1999

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 26th day of October, 1999, the Commissioners' Court convened the regular Voting Session at 9:10 AM in the Commissioners' Courtroom, 1st Floor of the Travis County Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputies Melissa Velasquez and Robert Resnick.

The Commissioners' Court recessed the Voting Session at 12:02 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, (NWTCRD), convened the NWTCRD #3 Voting Session at 1:37 PM and adjourned at 1:37 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:38 PM and adjourned the Voting Session at 1:46 PM.

The Commissioners' Court, meeting as the Travis County Health Facilities Development Corporation (TCHFDC) called to order the Voting Session at 1:46 PM and adjourned the Voting Session at 2:27 PM.

The Commissioners' Court reconvened the Voting Session at 2:27 PM.

The Commissioners' Court retired to Executive Session at 3:24 PM.

The Commissioners' Court reconvened the Voting Session at 6:03 PM.

The Commissioners' Court adjourned the Voting Session at 6:08 PM.

PUBLIC HEARINGS

- 1. PUBLIC HEARING TO APPROVE A PROPOSED STREET NAME ASSIGNMENT FOR AN UNNAMED EASEMENT LOCATED NORTH OF OLD LOCKHART ROAD WHICH IS 2500 FEET WEST OF FM 1625 TO BE KNOWN AS “ROSETTA COURT” IN PRECINCT FOUR. (9:11 AM)

Clerk’s Note: The Action Item for Item 1 is Item C6.

Item 1 pulled from the Agenda.

- 2. PUBLIC HEARING TO APPROVE A PROPOSED STREET NAME CHANGE FOR A PORTION OF DESSAU ROAD TO “LAZYRIDGE DRIVE” FROM CRYSTAL BEND DRIVE TO GREGG LANE IN PRECINCT TWO. (9:11 AM)

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to open the Public Hearing.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Members of the Court heard from: Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to close the Public Hearing.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Clerk’s Note: The Action Item for Item 2 is Item C7.

3. PUBLIC HEARING TO APPROVE A PROPOSED STREET NAME CHANGE FOR A PORTION OF DESSAU ROAD TO “CRYSTAL BEND DRIVE” FROM LAZYRIDGE DRIVE TO IMMANUEL ROAD IN PRECINCT TWO. (9:13 AM)

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to open the Public Hearing.

Motion carried: County Judge Samuel T. Biscoe - yes
Precinct 1, Commissioner Ron Davis - yes
Precinct 2, Commissioner Karen Sonleitner - yes
Precinct 3, Commissioner Todd Baxter - yes
Precinct 4, Commissioner Margaret J. Gómez - yes

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to close the Public Hearing.

Motion carried: County Judge Samuel T. Biscoe - yes
Precinct 1, Commissioner Ron Davis - yes
Precinct 2, Commissioner Karen Sonleitner - yes
Precinct 3, Commissioner Todd Baxter - yes
Precinct 4, Commissioner Margaret J. Gómez - yes

Clerk’s Note: The Action Item for Item 3 is Item C8.

4. PUBLIC HEARING TO CONSIDER AND ADOPT REVISIONS TO CHAPTER 47 OF THE TRAVIS COUNTY CODE REGARDING FOOD ESTABLISHMENT PERMITS, TO UPDATE REFERENCES TO STATE STATUTES AND TO THE TEXAS FOOD ESTABLISHMENT RULES. (9:14 AM)

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to open the Public Hearing.

Motion carried: County Judge Samuel T. Biscoe - yes
Precinct 1, Commissioner Ron Davis - yes
Precinct 2, Commissioner Karen Sonleitner - yes
Precinct 3, Commissioner Todd Baxter - yes
Precinct 4, Commissioner Margaret J. Gómez - yes

Members of the Court heard from: Stephen Williams, Executive Manager, Travis County Health, Human Services and Veterans' Services (TCHHS&VS); David Lurie, Director, Austin-Travis County Health and Human Services Department (A-TCHHSD); and Mary Bell Lockhart, A-TCHHSD.

Motion by Commissioner Baxter **and seconded by** Commissioner Davis to close the Public Hearing.

Motion carried: County Judge Samuel T. Biscoe - yes
Precinct 1, Commissioner Ron Davis - yes
Precinct 2, Commissioner Karen Sonleitner - yes
Precinct 3, Commissioner Todd Baxter - yes
Precinct 4, Commissioner Margaret J. Gómez - yes

Clerk's Note: The Action Item for Item 4 is Item 9.

RESOLUTIONS & PROCLAMATIONS

- 5. DECLARE TUESDAY, OCTOBER 26, 1999, TRAVIS COUNTY EMPLOYEE RECOGNITION DAY AND TO PRESENT EMPLOYEES AND ELECTED/APPOINTED OFFICIALS WITH CERTIFICATES AND SERVICE PINS FOR 20, 25, AND 30 YEARS AND 5 AND 10 YEARS OF SERVICE, RESPECTIVELY. (9:27 AM)

Members of the Court heard from: Karen Steitle, Human Resources Management Department (HRMD); Stan Anderson, Investigator, Travis County Attorney’s Office; and Margo Frasier, Travis County Sheriff.

Discussion Only.

- 6. APPROVE RESOLUTION RECOGNIZING MAMIE ROBINSON, PRINCIPAL OF L.L. CAMPBELL ELEMENTARY SCHOOL. (9:20 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, TCHHS&VS; Robin Harvin, Parent of Campbell Elementary Student; and Mamie Robinson, Principal, L.L. Campbell Elementary School.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Item 6.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

CITIZENS COMMUNICATION

Members of the Court heard from: Gus Peña, President of East Austin Concerned Hispanics; Joe Gieselman, Chair, Combined Charities; Kenneth Snyder, Private Citizen; and Jimmy Castro, Private Citizen. (9:53 AM)

CONSENT ITEMS

7. Motion by Commissioner Sonleitner and seconded by Commissioner Baxter to approve the following Consent Items: C1-C8, (excluding C6), and Items 13.A, B, C, & D, 14, 15.A & B, 16.A & B, 22, 23, 31, 33, and 34. (10:28 AM)

Motion carried: County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.

C2. AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.

C3. APPROVE COMMISSIONERS’ COURT MINUTES FOR BUDGET MARKUP/VOTING SESSION OF SEPTEMBER 9, 1999 AND VOTING SESSION OF OCTOBER 12, 1999.

C4. REAPPOINT DR. ROBERT HENDEE TO THE TRAVIS COUNTY CHILDREN’S PROTECTIVE SERVICES BOARD AS COUNTY JUDGE’S APPOINTMENT, FOR A THREE-YEAR TERM TO EXPIRE OCTOBER, 2002.

C5. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: STEINER RANCH, PHASE ONE SECTION 6A - (SHORTFORM - NO FISCAL REQUIRED - 1 LOT - 30.25 ACRES - QUINLAN PARK ROAD - WASTEWATER SERVICE TO BE PROVIDED BY TRAVIS COUNTY WCID NO. 17).

C6. APPROVE A PROPOSED STREET NAME ASSIGNMENT FOR AN UNNAMED EASEMENT LOCATED NORTH OF OLD LOCKHART ROAD WHICH IS 2500 FEET WEST OF FM 1625 TO BE KNOWN AS “ROSETTA COURT” IN PRECINCT FOUR. (10:28 AM)

Clerk’s Note: Item C6 is the Action Item for Item 1.

Item C6 pulled from the Agenda.

CONSENT ITEMS CONTINUED

- C7.** APPROVE A PROPOSED STREET NAME CHANGE FOR A PORTION OF DESSAU ROAD TO “LAZYRIDGE DRIVE” FROM CRYSTAL BEND DRIVE TO GREGG LANE IN PRECINCT TWO.

Clerk’s Note: Item C7 is the Action Item for Item 2.

- C8.** APPROVE A PROPOSED STREET NAME CHANGE FOR A PORTION OF DESSAU ROAD TO “CRYSTAL BEND DRIVE” FROM LAZYRIDGE DRIVE TO IMMANUEL ROAD IN PRECINCT TWO.

Clerk’s Note: Item C8 is the Action Item for Item 3.

- 8.** APPROVE ORDER PROHIBITING OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY. (10:32 AM)

Members of the Court heard from: Richard Gaston, Travis County Fire Marshall; and Pete Baldwin, Emergency Management Coordinator, Emergency Services, Justice and Public Safety (JPS).

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 8.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

HEALTH AND HUMAN SERVICES ITEMS

9. CONSIDER AND ADOPT REVISIONS TO CHAPTER 47 OF THE TRAVIS COUNTY CODE REGARDING FOOD ESTABLISHMENT PERMITS, TO UPDATE REFERENCES TO STATE STATUTES AND TO THE TEXAS FOOD ESTABLISHMENT RULES. (10:33 AM)

Clerk's Note: Item 9 is the Action Item for Item 4.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 9.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

10. RECEIVE STAFF BRIEFING AND DISCUSS MHMR'S MID-YEAR PROGRESS REPORT FOR THE SUBSTANCE ABUSE TREATMENT PILOT FOR 1999. (10:33 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, TCHHS&VS; Elaine Carroll, Assistant Director, Managed Services; David Evans, Executive Director, Travis County MHMR; Dr. Debbie Webb, MHMR, Director, Quality Management, Program Evaluation Research; and David Lurie, Director, A-TCHHSD.

Discussion Only.

PURCHASING DEPARTMENT ITEMS

11. DISCUSS AND APPROVE CONTRACT MODIFICATIONS, AS NECESSARY, TO THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS. (11:04 AM) (2:33 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Mike Barrow, Construction Project Manager, Fluor Daniel; Kevin Bailey, Director, Facilities Management; Dan T. Richards, Deputy Chief, Travis County Sheriff's Office (TCSO); and Dave Stauch, Herndon, Stauch and Associates.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 11.

A Clarification of the previous Motion was made by Commissioner Sonleitner that the Court is still trying to assign responsibility for how it is that we are where we are.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	present but not voting
Precinct 4, Commissioner Margaret J. Gómez	-	yes

12. A. APPROVE REIMBURSEMENT RESOLUTION TO ADDRESS FUNDING FOR CONTRACT WITH HERNDON, STAUCH & ASSOCIATES. (11:05 AM) (3:24 PM) (6:03 PM)

B. APPROVE CONTRACT WITH HERNDON, STAUCH AND ASSOCIATES FOR PROFESSIONAL SERVICES FOR SPECIALIZED MANAGEMENT SERVICES FOR THE 1993 CRIMINAL JUSTICE BOND PROJECT.

Clerk’s Note: Items 12.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 12.A and B would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Items 12.A and B, with the substitution of a new page 4 into the contract.

Motion carried: County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	no
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve the Budget Amendment and Transfer dealing with Items 12.A and B.

Motion carried: County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	no
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 13.** APPROVE 12-MONTH EXTENSIONS (MODIFICATION NO. 2) TO THE FOLLOWING CONTRACTS FOR ASPHALTIC ROAD MATERIALS: (10:28 AM)

(A) NO. 98T0055-JP, CAPITOL AGGREGATES;
(B) NO. 98T0056-JP, COLORADO MATERIALS
(C) NO. 98T0057 AUSTIN ASPHALT COMPANY
(D) NO. 98T0058-JP, INDUSTRIAL ASPHALT, INC.; CONTRACTS APPROVED ON 12/23/97.

Clerk's Note: Items 13.A, B, C, and D are associated with one another and were called for concurrent discussion.

Items 13. A, B, C, and D added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 14.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 99T0045-JP, TIRE DISTRIBUTION SYSTEM, INC. FOR FLAT TIRE AND TUBE REPAIR AND REPLACEMENT; CONTRACT APPROVED ON 12/8/98 (TNR). (10:28 AM)

Item 14 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 15.** APPROVE 12-MONTH EXTENSIONS (MODIFICATION NO. 1) TO THE FOLLOWING CONTRACTS FOR ASSORTED SANDS: (10:28 AM)

(A) NO. 99T0057-JP TXI; AUSTIN INDUSTRIES
(B) NO. 99T0058-JP, CAPITOL AGGREGATES CONTRACTS APPROVED ON 12/15/98 (TNR).

Clerk's Note: Items 15.A and B are associated with one another and were called for concurrent discussion.

Items 15.A and B added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

16. (A) APPROVE ASSIGNMENT OF CONTRACT BETWEEN PROFESSIONAL INSURANCE AGENTS, INC., AND FROST INSURANCE AGENCY, INC. (10:28 AM)

(B) APPROVE 12-MONTH EXTENSION TO CONTRACT NO. 99T0067-OJ, FROST INSURANCE AGENCY, INC., BLANKET CRIME POLICY; CONTRACT APPROVED ON 1/5/99.

Clerk’s Note: Items 16.A and B are associated with one another and were called for concurrent discussion.

Items 16.A and B added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court’s Motion and Vote.

ADMINISTRATIVE OPERATIONS ITEMS

17. DISCUSS, APPROVE OR TAKE ANY APPROPRIATE ACTION REGARDING THE LISTING AGREEMENT BETWEEN THE SCHEFFE COMPANY AND TRAVIS COUNTY, TEXAS FOR BROKER SERVICES TO SUBLET LEASE SPACE AT 201 W. 5TH STREET. (11:05 AM) (3:24 PM) (6:04 PM)

Judge Biscoe announced that Item 17 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to authorize the addition of about 1,000 sq. ft to the 10,000-plus that we’ve known about, which should include all the available space at 201 W. 5th St., for subletting, and further, that we authorize the listing agreement between Travis County and Scheffe Company, for broker services, to sublet this property.

Motion carried: County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	no
Precinct 4, Commissioner Margaret J. Gómez	-	yes

18. A. APPROVE WITHHOLDING PART OF THE PAYMENT, NOT-TO-EXCEED 10%, DUE TO PFLUGER WIGINTON HOOKER/NBBJ UNTIL THE SCHEDULE IS RECOVERED AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX PHASE 2 IMPROVEMENTS PROJECT. (11:07 AM)

B. DISCUSS DESIGN FOR TRAVIS COUNTY CORRECTIONAL COMPLEX PHASE 2 IMPROVEMENTS PROJECT AND TAKE APPROPRIATE ACTION.

Clerk’s Note: Items 18.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Kevin Bailey, Director, Facilities Management; Jim Wiginton, Architect, Pfluger Wiginton Hooker/NBBJ; Ken Gaede, Project Manager, Facilities Management; John Hille, Assistant County Attorney; and Cyd Grimes, Travis County Purchasing Agent.

Motion by Judge Biscoe and seconded by Commissioner Davis to withhold 5% of the payment to the firm until the schedule is recovered, or until such appropriate time as Commissioners’ Court takes further action in the future.

Motion carried: County Judge Samuel T. Biscoe - yes
Precinct 1, Commissioner Ron Davis - yes
Precinct 2, Commissioner Karen Sonleitner - abstain
Precinct 3, Commissioner Todd Baxter - no
Precinct 4, Commissioner Margaret J. Gómez - yes

Item 18.B to be reposted on November 2, 1999.

19. APPROVE PERSONNEL AMENDMENTS. (2:55 PM)

Members of the Court heard from: Norman McRee, Lead Personnel Analyst, Human Resources Management Department (HRMD).

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 19.

Motion carried: County Judge Samuel T. Biscoe - yes
Precinct 1, Commissioner Ron Davis - yes
Precinct 2, Commissioner Karen Sonleitner - yes
Precinct 3, Commissioner Todd Baxter - yes
Precinct 4, Commissioner Margaret J. Gómez - yes

20. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (10:13 AM)

A. ANN B. TRAVIS – DENY

Members of the Court heard from: Dan Mansour, Risk Manager, HRMD; Ann Travis, Private Citizen; and Joe Gieselman, Executive Manager, TNR.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Staff’s recommendation to deny.

Motion carried: County Judge Samuel T. Biscoe - yes
Precinct 1, Commissioner Ron Davis - yes
Precinct 2, Commissioner Karen Sonleitner - yes
Precinct 3, Commissioner Todd Baxter - yes
Precinct 4, Commissioner Margaret J. Gómez - yes

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

21. APPROVE AGREEMENT WITH CHASE BANK OF TEXAS, N.A. REGARDING SUBDIVISION FISCAL FOR AUSTIN LAKE HILLS SECTION 2 (THE BLUFFS AT EANES), A SUBDIVISION IN PRECINCT 3, AND TAKE APPROPRIATE ACTION. (10:04 AM)

Members of the Court heard from: Steve Manilla, Director, Engineering and Planning, TNR.

Motion by Commissioner Baxter **and seconded by** Commissioner Sonleitner to approve Item 21.

Motion carried: County Judge Samuel T. Biscoe - yes
Precinct 1, Commissioner Ron Davis - yes
Precinct 2, Commissioner Karen Sonleitner - yes
Precinct 3, Commissioner Todd Baxter - yes
Precinct 4, Commissioner Margaret J. Gómez - yes

- 22. REVISED WORDING: APPROVE LICENSE AGREEMENT WITH NORTHTOWN MUNICIPAL UTILITY DISTRICT, FOR LANDSCAPING AND IRRIGATION IN THE RIGHT-OF-WAY OF HOWARD LANE EAST AT THE ENTRANCE OF NORTHTOWN WEST SECTION ONE, A SUBDIVISION IN PRECINCT TWO. (10:28 AM)

Item 22 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 23. APPROVE ADJUSTMENT TO THE CHANGE FUND USED BY TNR PARKS FROM \$3,050.00 TO \$1,730.00. (10:28 AM)

Item 23 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 24. APPROVE INTERLOCAL AGREEMENT WITH HAYS COUNTY FOR TRAVIS COUNTY TO MANAGE AND PROVIDE TECHNICAL ASSISTANCE IN THE ACQUISITION OF RIGHT-OF-WAY FOR STATE HIGHWAY 45. (2:42 PM)

Item 24 to be postponed until November 2, 1999.

PLANNING AND BUDGET DEPT. ITEMS

- 25. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (2:43 PM)

Members of the Court heard from: Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); Alan Miller, Planning and Budget Analyst, PBO; and Jessica Rio, Planning and Budget Analyst, PBO.

Motion by Commissioner Gómez **and seconded by** Judge Biscoe to approve Item 25, excluding Item A.12.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

26. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (2:28 PM)

A. APPROVE GRANT CONTRACT FROM OFFICE OF THE GOVERNOR-CRIMINAL JUSTICE DIVISION FOR PROJECT SPOTLIGHT FOR JUVENILE COURT.

Members of the Court heard from: Barbara Swift, Deputy Chief Probation Officer, Juvenile Probation Department; Alan Miller, Planning and Budget Analyst, PBO; and Gail Penny-Chapman, Division Director, Juvenile Probation Department.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 26.A.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

JUSTICE AND PUBLIC SAFETY ITEMS

27. RECEIVE STATUS UPDATE ON COUNTY MAGISTRATION ISSUES AND TAKE APPROPRIATE ACTION. (2:57 PM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, JPS; Kati Broderick, Manager, JPS; and Dan T. Richards, Deputy Chief, TCSO.

Discussion Only.

Item 27 to be reposted on November 2, 1999.

28. REVIEW STARFLIGHT ACTION PLAN AND TAKE APPROPRIATE ACTION.
(3:03 PM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, JPS.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve Item 28.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

29. APPROVE FUNDING RECOMMENDATIONS FOR PROVISION OF SERVICES OF VICTIMS OF CRIME IN TRAVIS COUNTY FOR CALENDAR YEAR 2000, FOR THE FOLLOWING AGENCIES: (3:11 PM)

- (A) SAFEPLACE: TEEN DATING VIOLENCE; SEXUAL ASSAULT COMMUNITY ADVOCACY PROGRAM
- (B) CASA OF TRAVIS COUNTY, INC.,
- (C) DAYGLO FAMILY TREATMENT,
- (D) FOR THE LOVE OF CHRISTI, INC.,
- (E) LEGAL AID OF CENTRAL TEXAS,
- (F) PEBBLE PROJECT (COMMUNITIES IN SCHOOLS-C.T.),
- (G) AUSTIN CIRCLE OF THEATERS,
- (H) TRAVIS COUNTY CHILDREN’S ADVOCACY CENTER, INC.,
- (I) TRAVIS COUNTY JUVENILE COURT: VICTIM/OFFENDER MEDIATION PROGRAM
- (J) TRAVIS COUNTY SHERIFF’S OFFICE: VICTIM SERVICES CRIME SCENE RESPONSE PROGRAM
- (K) LIFEWORKS: VICTIM TREATMENT SERVICES, COUNSELING CENTER

Clerk’s Note: Items 29.A, B, C, D, E, F, G, H, I, J, and K are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Caryl C. Colburn, Director, Counseling and Education Services; and Dinah Dinwiddie, Executive Manager, JPS.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Items 29.A-K.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

OTHER ITEMS

- 30. APPROVE ORDER DESIGNATING ANY REGULAR POLLING PLACE CHANGES FOR NOVEMBER 2, 1999 JOINT ELECTION. (3:16 PM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve Item 30.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 31. APPOINT CENTRAL COUNTING STATION TABULATION SUPERVISOR FOR THE NOVEMBER 2, 1999 TRAVIS COUNTY CONSTITUTIONAL AMENDMENT ELECTION. (10:28 AM)

Item 31 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 32. APPROVE INTERLOCAL AGREEMENT BETWEEN THE CITY OF AUSTIN AND TRAVIS COUNTY FOR A NUISANCE ABATEMENT ATTORNEY. (3:19 PM)

Members of the Court heard from: Rosemary Lehmborg, First Assistant District Attorney; and Vicki Skinner, Director of Administration, Travis County District Attorney’s Office.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 32.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

33. APPROVE INTERLOCAL COOPERATION AGREEMENT BETWEEN TRAVIS COUNTY, TEXAS THROUGH THE OFFICE OF THE DISTRICT ATTORNEY AND THE STATE OF TEXAS THROUGH THE GENERAL SERVICES COMMISSION FOR THE BENEFIT OF THE TEXAS DEPARTMENT OF PROTECTIVE AND REGULATORY SERVICES. (10:28 AM)

Item 33 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

34. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:28 AM)

Item 34 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

EXECUTIVE SESSION ITEMS

Note 1 -Gov't Code Ann 551.071, Consultation with Attorney

Note 2 -Gov't Code Ann 551.072, Real Property

Note 3 - Gov't Code Ann 551.074, Personnel Matters

Note 4 - Gov't Code Ann 551.076, Security

35. A. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY'S OFFICE REGARDING CONTRACTS WITH FLUOR DANIEL, INC. ON M.W. BUILDERS, GRAEBER, SIMMONS & COWAN AND OTHER CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION.¹ (3:24 PM) (6:05 PM)
- B. RECEIVE BRIEFING FROM COUNTY ATTORNEY'S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION.¹

Clerk's Note: Items 35.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 35.A and B would be considered in Executive Session.

Clerk's Note: The Court approved by consensus that Judge Biscoe and Commissioner Baxter will represent the Court at the meeting on November 4, 1999, with Fluor Daniel representatives.

36. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING OPERATION AND MANAGEMENT SERVICES AGREEMENT FOR THE TRAVIS COUNTY COMMUNITY JUSTICE CENTER BETWEEN TEXAS BOARD OF CRIMINAL JUSTICE AND TRAVIS COUNTY COMMISSIONERS’ COURT; AND OPERATIONS AND MANAGEMENT SERVICES AGREEMENT BETWEEN TRAVIS COUNTY COMMISSIONERS’ COURT AND WACKENHUT CORRECTIONS CORPORATION AND TAKE APPROPRIATE ACTION. ¹
 (3:24 PM) (6:05 PM)

Judge Biscoe announced that Item 36 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Davis to execute the agreement to terminate the contract with the State at the Travis County Community Justice Center, and that Judge Biscoe be authorized to sign for the Commissioners’ Court; and further, that Commissioner Davis and Judge Biscoe be authorized, along with the JPS personnel at Travis County, to continue to negotiate with State representatives to facilitate their transition to managing this facility, as well as making sure that appropriate programs are in place for Travis County residents.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

37. RECEIVE BRIEFING FROM COUNTY ATTORNEY RE: AUTHORIZE THE COUNTY JUDGE, ON BEHALF OF TRAVIS COUNTY, TO SIGN WAIVERS OF SERVICE OF CITATION OR SUMMONS BY THE UNITED STATES OF AMERICA IN FEDERAL CAUSES OF ACTION AND TAKE APPROPRIATE ACTION TO SIGN A RESOLUTION AUTHORIZING SAID SIGNATURE. ¹ (3:24 PM) (6:07 PM)

Judge Biscoe announced that Item 37 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 37.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

38. DISCUSS HIRING OF OUTSIDE COUNSEL REGARDING DAMAGES DONE TO TRAVIS COUNTY ROADS CAUSED BY THE USE OF POLYBUTYLENE PIPE AND TAKE APPROPRIATE ACTION. ¹ (3:24 PM)

Item 38 postponed until November 9, 1999.

39. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT OR COUNTER SETTLEMENT PROPOSAL AND/OR AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING PROJECT #97B06-21-3CA, STATE HIGHWAY 45 SOUTH, PARCEL NO. 9; A.A.R.A.L. CORPORATION, AND TRAVIS COUNTY, TEXAS ¹ (3:24 PM) (6:07 PM)

Judge Biscoe announced that Item 39 would be considered in Executive Session.

Motion by Commissioner Baxter **and seconded by** Judge Biscoe to reject the counter-offer of A.A.R.A.L. Corporation and institute condemnation procedures.

Motion carried: County Judge Samuel T. Biscoe - yes
 Precinct 1, Commissioner Ron Davis - yes
 Precinct 2, Commissioner Karen Sonleitner - yes
 Precinct 3, Commissioner Todd Baxter - yes
 Precinct 4, Commissioner Margaret J. Gómez - yes

40. AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER PROPOSAL FROM NATIONS BANK TO AMEND CERTAIN TERMS OF THE LEASE OF THE PARKING LOT AT 504 W. 11TH STREET. ² (3:24 PM) (6:07 PM)

Judge Biscoe announced that Item 40 would be considered in Executive Session.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter that the County Attorney be authorized to continue negotiations with Nations Bank, and bring back to the Court a long-term lease that caps the County’s rental exposure in terms of increases.

Motion carried: County Judge Samuel T. Biscoe - yes
 Precinct 1, Commissioner Ron Davis - yes
 Precinct 2, Commissioner Karen Sonleitner - yes
 Precinct 3, Commissioner Todd Baxter - yes
 Precinct 4, Commissioner Margaret J. Gómez - yes

- 41. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT OR COUNTER SETTLEMENT PROPOSAL REGARDING PROJECT 97-21, HOWARD LANE, PARCELS NO. 13 AND 14; RIDGE INVESTORS, A TEXAS LIMITED PARTNERSHIP, AND TRAVIS COUNTY, TEXAS. ¹ (3:24 PM)

Item 41 postponed until November 2, 1999.

- 42. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT OR COUNTER SETTLEMENT PROPOSAL REGARDING PROJECT 97-21, HOWARD LANE, PARCELS NO. 15; RIDGE INVESTORS, A TEXAS LIMITED PARTNERSHIP, AND TRAVIS COUNTY, TEXAS. ¹ (3:24 PM)

Item 42 postponed until November 2, 1999.

- 43. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE ACTION REGARDING NOTICE OF CLAIM FOR FALSE ARREST OF CLAIMANT SCOTT EDWARD MORRIS (MORRIS; ODEN; FALSE ARREST). ¹ (3:24 PM) (6:08 PM)

Judge Biscoe announced that Item 43 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Baxter to reject the counter-offer of claimant Scott Edward Morris, and counter the counter in the amount of \$8,000.00.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

44. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND REQUEST EXPERT WITNESS AND/OR TAKE APPROPRIATE ACTION IN GUILLERMO TRAVIS HARPER V. MEDICAL SECTION OF TRAVIS COUNTY JAIL, (FRASIER; 1983: INADEQUATE MEDICAL CARE). ¹ (3:24 PM) (6:08 PM)

Judge Biscoe announced that Item 44 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Davis to authorize the County Attorney to hire an appropriate expert witness in this case.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Judge Biscoe to adjourn the Voting Session.
(6:08 PM)

Motion carried: County Judge Samuel T. Biscoe - yes
Precinct 1, Commissioner Ron Davis - yes
Precinct 2, Commissioner Karen Sonleitner - yes
Precinct 3, Commissioner Todd Baxter - yes
Precinct 4, Commissioner Margaret J. Gómez - yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge